

1 RESOLUTION NO. RES-05-0129

2
3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH MAKING CERTAIN FINDINGS
5 REGARDING THE CONSTRUCTION OF CERTAIN PUBLIC
6 IMPROVEMENTS WITH REDEVELOPMENT FUNDS
7 (WEST LONG BEACH INDUSTRIAL STORM DRAIN
8 IMPROVEMENTS)

9
10 WHEREAS, the City Council of the City of Long Beach adopted and
11 approved a certain Redevelopment Plan (the "Redevelopment Plan") for the West Long
12 Beach Industrial Redevelopment Project (the "Project"); and

13 WHEREAS, in furtherance of the Project and the immediate
14 neighborhood in which the Project is located, the Redevelopment Agency of the City of
15 Long Beach, California (the "Agency"), has recognized the need for certain public
16 improvements, which improvements will be located within the boundaries of the Project,
17 and proposes to use redevelopment funds to finance the improvements; and

18 WHEREAS, Section 33445 of the California Community Redevelopment
19 Law (Health and Safety Code Section 33000 et seq.) requires the Agency to make
20 certain findings prior to the acquisition of land and construction of public improvements
21 or facilities thereon; and

22 WHEREAS, Section 33678 of the Community Redevelopment Law
23 provides that under certain conditions tax increment funds shall not be subject to the
24 appropriations limitation of Article XIIB of the California Constitution;

25 NOW, THEREFORE, the City Council of the City of Long Beach resolves
26 as follows:

27 Section 1. The City Council determines that the construction of public
28 improvements, more particularly described in Exhibit "A", are of benefit to the Project

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1 and the immediate neighborhood in which the Project is located. This finding is
2 supported by the following facts:

3 Each year the West Long Beach Industrial Redevelopment Project
4 Area suffers from high flood water conditions during the winter months
5 when inclement weather occurs. Design and implementation of a new
6 pump station and other storm drain improvements will eliminate flood
7 conditions in the West Catch Basin and the West Long Beach Industrial
8 Redevelopment Project Area.

9 Sec. 2. The City Council determines that no other reasonable
10 means of financing the above-described improvements are available to the community.
11 This finding is supported by the following facts:

12 Before the passage of Proposition 13, most of the City's general
13 operating and capital improvements were funded through property taxes.
14 However, the initiative placed severe constraints on the City's ability to
15 use property tax revenues to offset increases in operating and capital
16 costs. It has also been difficult for the City, by itself, to provide sufficient
17 funds to support the construction of major public improvements. In fiscal
18 year 2005-2006, the limited resources of the City's General Fund are
19 committed to previously incurred obligations and planned projects.

20 Sec. 3. The City Council further determines that the payment of
21 funds for the construction of the public improvements will assist in the elimination of one
22 or more blighting conditions within the Project, and is consistent with the
23 implementation plan adopted pursuant to Health and Safety Code Section 33490.

24 Sec. 4. This resolution shall take effect immediately upon its
25 adoption by the City Council, and the City Clerk shall certify the vote adopting this
26 resolution.

27 I hereby certify that the foregoing resolution was adopted by the City
28 Council of the City of Long Beach at its meeting of November 1 , 2005 by

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1 the following vote:

2 Ayes: Councilmembers: Lowenthal, O'Donnell, Richardson,
3 Reyes Uranga, Gabelich, Lerch.

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5 _____

6 Noes: Councilmembers: None.

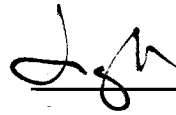
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8 Absent: Councilmembers: Baker, Colonna, Kell.

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City Clerk

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EXHIBIT "A"

DESCRIPTION OF THE PUBLIC IMPROVEMENTS

Design and implementation of a new pump station and other storm drain improvements to accommodate increased water flow and eliminate flood conditions in the West Catch Basin and the West Long Beach Industrial Redevelopment Project Area.